

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

Keith Crow,

Civil 08-3350 PJS/FLN

Plaintiff,

v.

O R D E R

Joan Fabian, David R. Crist,  
Jerry Clay, LCIE Stevenson,  
and Lynn Milling,

Defendants.

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Based upon the Findings of Fact, Conclusions of Law, and Recommendation by United States Magistrate Judge Franklin L. Noel dated February 4, 2010, all the files and records, and no objections having been filed to said Report and Recommendation,

**IT IS HEREBY ORDERED** that:

1. Defendants' motion for summary judgment [#34] is GRANTED;
2. Plaintiff's motion for summary judgment [#66-1, pp. 97-103] is DENIED;
3. Summary judgment is GRANTED in favor of Defendant Lynn Milling; and
4. This action is dismissed with prejudice.

DATED: 02/26, 2010.  
at St. Paul, Minnesota

s/Patrick J. Schiltz  
Patrick J. Schiltz  
United States District Judge